



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES NAVAL FORCES EUROPE
UNITED STATES NAVAL FORCES AFRICA
PSC 809 BOX 70
FPO AE 09626-0070

5720
Ser FJA/064
July 27, 2015

Ms. Kerri Holm
18 Twelve Oaks Trl
Ormond Beach, FL 32174

Dear Ms. Holm:

SUBJECT: FREEDOM OF INFORMATION ACT (FOIA) REQUEST (DON-NAVY-2015-005087)

This responds to your FOIA request in which you requested copies of records concerning "the investigative reports resulting in, or from, each removal of command level personnel from their position of authority since 2010". On June 29, 2015, this office received a letter from you dated June 6, 2015, in which you specifically requested the "command investigations, JAGMAN, Mishap report, and/or Administrative investigations for the following officers: CDR Herman O. Pfaelle, USS JOHN L HALL; CDR Nathan P. Borchers, USS STOUT; CDR Etta Christine Jones, USS PONCE; CDR Derick Shon Armstrong, USS THE SULLIVANS; CDR Galen Raymond Hartman, USS FORT MCHENRY; and CAPT Ted Raymond Williams, USS MOUNT WHITNEY."

Based on your request, this office conducted a search for responsive records and located five of the requested command investigations. The command investigation that resulted in the removal of CDR Galen Hartman from the USS FORT MCHENRY falls under the cognizance of Commander, Naval Surface Forces Atlantic who has already received the same FOIA request from you. This office redacted information in the command investigations pursuant to exemption (b)(5) that is deliberative in nature and part of the decision making process. In addition, this office redacted personal privacy information pursuant to exemption (b)(3) and 10 U.S.C. § 130b, and exemptions (b)(6).

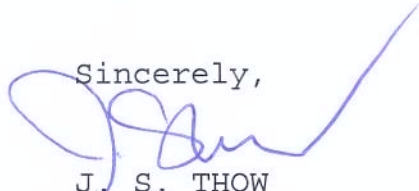
Because your request has been denied in part, you may consider this to be an adverse determination that may be appealed. If you have created an account in FOIAonline, you may submit your appeal directly within the web-based system. To do this, log into your account, retrieve your original

5720
Ser FJA/011
July 24, 2015

request, and then click on the Create Appeal tab in the left-hand column. The basic information from your request will be duplicated for you, and then you can type in the basis of your appeal. If you do not have a FOIAonline account, you may send an appeal by regular mail to the Judge Advocate General of the Navy (Code 14), 1322 Patterson Avenue SE, Suite 3000, Washington Navy Yard, Washington, DC 20374-5066. Your appeal, if any, must be postmarked within 60 calendar days from the date of this letter and should include a copy of your initial request, a copy of this letter, and a statement indicating why you believe your appeal should be granted. I recommend that your appeal and its envelope bear the notation 'Freedom of Information Act Appeal.'

Please contact the command FOIA coordinator, Petty Officer Stephani Pavoni, if you have any questions concerning this matter. She may be reached by telephone at 011-39-081-568-3980 or by e-mail at Stephani.Pavoni@eu.navy.mil.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J. S. Thow', with a large, sweeping flourish extending upwards and to the right.

J. S. THOW
Captain, JAGC, USN
Force Judge Advocate

Enclosure: 1. Responsive Records